

Resolution 2018-19: 116

Change Orders #27 through #34 to Manning Squires Hennig Contract (John Walton Spencer School 16)

By Board Member Tom Richards

WHEREAS, the Rochester School Facilities Modernization Program Act (“the Act”) established the Rochester Joint Schools Construction Board (“RJSCB” or “Board”), a seven voting member board consisting of equal representation by the City of Rochester (“City”) and the Rochester City School District (“District”), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the authorizing legislation for Phase 2 of the Rochester Schools Modernization Program (“RSMP”) was signed into law by the Governor of the State of New York on December 17, 2014; and

WHEREAS, the RJSCB approved the award of the general contractor contract to Manning Squires Hennig, Inc. (“MSH”) for the John Walton Spencer School 16 project in Phase 2a (Resolution 2017-18: 27); and

WHEREAS, the RJSCB entered into a contract with MSH (Resolution 2017-18: 27) dated August 21, 2017 (the “Contract”), to perform the scope of services defined in the contract documents as the general contractor’s scope of work; and

WHEREAS, following the execution of the Contract, MSH, along with Buffalo Construction Consultants, Inc. (the “Construction Manager”), and the Program Manager, identified changes in the scope of work, and cost proposals were then obtained for these changes in scope items and provided to the Construction Manager and the Program Manager for review; and

WHEREAS, Change Order #27 includes the following item:

1. East Area A Site Exploratory \$40,159.00

The total amount of Change Order #27 is **\$40,159.00**; and

WHEREAS, Change Order #28 includes the following items:

1. Detention System Relocation \$16,229.00
2. Revised Manhole Rim Elevation \$2,039.00
3. Grout Joint at Base. \$2,936.00
4. Treads Paint. \$652.00
5. Granite Curb Modification \$2,519.00
6. Fire Rated Ceiling Elevator Machine Room \$3,694.00
7. Mail Room Electric Strike \$2,328.00

The total amount of Change Order #28 is **\$30,397.00**; and

WHEREAS, Change Order #29 includes the following items:

1. Stair Nosing \$14,550.00
2. L16 Unistrut Support \$7,404.00
3. Door Entrance Signage \$995.00
4. Post Ave. Signage \$995.00

The total amount of Change Order #29 is **\$23,944.00**; and

WHEREAS, Change Order #30 includes the following items:

1. Upper Fan Room Wall Void Infill \$2,143.00
2. Corridor 2C2 Window Elevation Change \$6,341.00
3. Door Hold Opens \$2,842.00

The total amount of Change Order #30 is **\$11,326.00**; and

WHEREAS, Change Order #31 includes the following items:

1. Door Changes \$828.00
2. Existing Shaft Holes Infill \$12,820.00
3. Added Fire Extinguisher \$2,406.00
4. Existing Door and Transom Trim \$1,261.00
5. Sanitary Napkin Dispensers \$7,697.00
6. Area A TV Location \$8,867.00

The total amount of Change Order #31 is **\$33,879.00**; and

WHEREAS, Change Order #32 includes the following items:

1. FRP Door #1 & #2 Trim \$20,343.00
2. First Floor Storage Room Ceiling \$3,590.00
3. Undercut Sidewalk at Post Ave. \$2,947.00
4. Chiller Steel Bracing \$4,421.00
5. Lightening Protection Damage Conduit Repair (\$728.00)

The total amount of Change Order #32 is **\$30,573.00**; and

WHEREAS, Change Order #33 includes the following items:

1. Lightening Protection Back Charge to ECE \$5,969.00
2. Wall Tile Damage Back Charge to ECE \$14,571.00
3. Gym Flooring Water Damage Back Charge to ECE \$5,899.00

The total amount of Change Order #33 is **\$26,439.00**; and

WHEREAS, Change Order #34 includes the following items:

1. Sanitary Line Deletion (\$6,992.00)
2. Patch Existing Holes in Flooring \$14,533.00
3. OT/PT Operable Partition \$1,714.00
4. Gym Mechanical Opening Bid Package. Conflict \$2,636.00
5. Mechanical Rm. Conduit Painting Back Charge (\$9,684.00)
6. Damaged Entrance Mat. ECE Back Charge \$975.00

The total amount of Change Order #34 is **\$3,202.00**; and

WHEREAS, the Construction Manager and the Program Manager believe that the change order work is necessary, the pricing is appropriate and the Contract Time will not be increased by this additional work; and

WHEREAS, the Program Manager thereafter recommended to the RJSCB's M/WBE and Services Procurement Committee (the "Committee") that MSH's Contract should be amended to add these scope items for a total increase in the Contract Sum of \$199,919.00; and

WHEREAS, the Committee considered and discussed the Program Manager's recommendation at its February 7, 2019, meeting and after due deliberation, it approved the request to amend the Contract as set forth herein.

THEREFORE, BE IT RESOLVED:

1. The proposed Change Orders to MSH's Contract between the Board and Contractor dated August 21, 2017 as set forth above is hereby approved; and
2. The RJSCB's Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute the Change Orders to the Contract that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB's general counsel.

Second By Board Member Norm Jones

Approved 4-0 With Members Schmidt & Brooks-Harris away